

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Issue Fee

Appl. No. : 10/782,792

Confirmation No. 5524

Applicant : Shin-ichi KAWAMURA et al.

Filed : February 23, 2004

TC/A.U. : 1772

Examiner : Jane J. Rhee

Dkt. No. : NPR-138-110

Cust. No. : 20374

**REQUEST FOR ACKNOWLEDGMENT OF  
RECEIPT OF PRIORITY DOCUMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 3, 2004

Dear Sir:

The undersigned respectfully requests acknowledgment of receipt of the priority document for the above-identified application.

In the Notice of Allowability enclosed with the Notice of Allowance dated July 20, 2004, in the subject application, the Office indicates that a certified copy of the patent application, Japanese Patent Application No. 11-349509 filed on December 8, 1999, has not been received.

The certified copy of the priority document was filed in U.S.

U.S. Patent Appln. S.N. 10/782,792  
REQUEST FOR ACKNOWLEDGMENT OF  
RECEIPT OF PRIORITY DOCUMENT

**PATENT**

Application S.N. 09/731,781, the grandparent of the subject application. Attached is a copy of the Notice of Allowability in the grandparent application in which the Office acknowledges receipt of certified copies of the priority documents. Also attached is a copy of the application transmittal of the present application indicating that the certified copy of the priority application was filed with S.N. 09/731,781.

In the event any fees are required in connection with this request, please charge our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



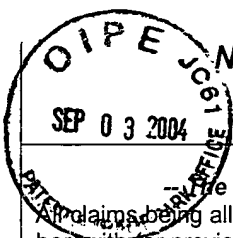
Keiko Tanaka Kubovcik  
Reg. No. 40,428

Atty. Docket No. NPR-138-110  
The Farragut Building  
Suite 710  
900 17th Street, N.W.  
Washington, D.C. 20006  
Tel: 202-887-9023  
Fax: 202-887-9093  
KTK/jbf

Enclosures:      Copy of Notice of Allowability for S.N. 09/731,781  
                    Copy of Application Transmittal

COPY 310 20

20/F



## Notice of Allowability

Application No.

09/731,781

Examiner

Jane J Rhee

Applicant(s)

KAWAMURA ET AL.

Art Unit

1772

The MAILING DATE of this communication appears on the cover sheet with the correspondence address--  
All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included  
herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS  
NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative  
of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 11/18/03.
2. ☒ The allowed claim(s) is/are 19 and 23-27.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_\_.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
  - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No. \_\_\_\_\_.
  - (b) ☐ including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the Examiner.
  - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

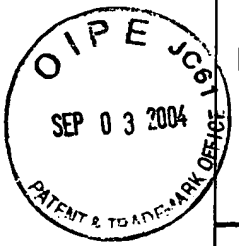
9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

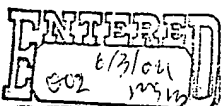
- |  |   |
|--|---|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892)  | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)          |
| 3 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                    | 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____             |
| 5 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____               | 6 <input type="checkbox"/> Examiner's Amendment/Comment                             |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
|  | 9 <input type="checkbox"/> Other  |

COPY

## Divisional Application Transmittal Form



<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  (Only for new nonprovisional applications under 37 CFR 1.53(b))		Attorney Docket No.	NPR-138-110		Total Pages		
		First named Inventor or Application Identifier				Shin-ichi KAWAMURA	
		Title of Invention		PEELABLE FILM FOR A MEDICAL PACKAGING CONTAINER			
<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.				ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231			
1. <input checked="" type="checkbox"/> Fee Transmittal Form 2. <input checked="" type="checkbox"/> Specification [Total Pages <u>25</u> ] - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 3. <input type="checkbox"/> Formal Drawing(s) (35 USC 113) [Total Sheets <u>  </u> ] 4. <input checked="" type="checkbox"/> Oath or Declaration [Total pages <u>2</u> ] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) [Note Box 5 below] i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 5. <input checked="" type="checkbox"/> Incorporation By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.				6. <input type="checkbox"/> Microfiche Computer Program (Appendix) 7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies  <b>ACCOMPANYING APPLICATION PARTS</b> 8. <input type="checkbox"/> Assignment papers (cover sheet & document(s)) 9. <input type="checkbox"/> 37 CFR 3.73(b) Statement (When there is an assignee) <input type="checkbox"/> Power of Attorney 10. <input type="checkbox"/> English Translation Document (if applicable) 11. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS) /PTO-1449 <input type="checkbox"/> Copies of IDS Citations (* docs) 12. <input type="checkbox"/> Preliminary Amendment with Version with Markings to Show Changes Made 13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) 14. <input type="checkbox"/> Assertion to Entitlement to Small Entity Status <input type="checkbox"/> Assertion filed in prior application, status still proper and desired 15. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Priority of application No. 11-349509 filed on December 8, 1999, in Japan is claimed under 35 USC 119. <input checked="" type="checkbox"/> The certified copy has been filed in prior application Serial No. 09/731,781. 16. <input checked="" type="checkbox"/> Other: <input checked="" type="checkbox"/> Copies of Notices of Recordation of Assignment Document <input type="checkbox"/> Request for Change of Corresponding Address			
17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information: <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in part (CIP) <div style="text-align: right;">of prior application No.: <u>10/367,818</u></div>							
<b>18. CORRESPONDENCE ADDRESS</b>							
<input checked="" type="checkbox"/> Customer Number or Bar Code Label <u>020374</u> or <input type="checkbox"/> Correspondence address below							
NAME		KUBOVCIK & KUBOVCIK					
ADDRESS		900 17th Street, N.W.					
CITY	Washington	STATE	DC	ZIP CODE	20006		
FILING DATE	February 23, 2004	TEL	202-887-9023	FAX	202-887-9093		



**FEE TRANSMITTAL**

Note: Effective January 1, 2003

Application Number	Not Assigned
Filing Date	February 23, 2004
First Named Inventor	Shin-ichi KAWAMURA
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket Number	NPR-138-110

CLAIMS AS FILED-PART 1			SMALL ENTITY		OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE	FEE
BASIC FEE (37 CFR 1.16 (a))				\$385.00		\$770.00
TOTAL CLAIMS (37 CFR 1.16 (c))	8 - 20 =		\$9.00		\$18.00	\$0.00
INDEPENDENT CLAIMS (37 CFR 1.16 (B))	2 - 3 =		\$43.00		\$86.00	\$0.00
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16 (d))			\$145.00		\$290.00	
			SUB TOTAL		SUB TOTAL	\$770.00
SURCHARGE-LATE FILING FEE OR DECLARATION			\$65.00		\$130.00	
RECORDING ASSIGNMENT			\$40.00		\$40.00	
TOTAL				\$0.00		\$770.00

METHOD OF PAYMENT (check one)			
1. <input checked="" type="checkbox"/> The commissioner is hereby authorized to credit overpayments or charge insufficiencies to:		2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check (# _____ for \$770.00) <input type="checkbox"/> Money Order <input type="checkbox"/> Other	
DEPOSIT ACCOUNT No.	111833		
DEPOSIT ACCOUNT NAME	KUBOVCIK & KUBOVCIK		

SIGNATURE OF ATTORNEY, OR AGENT			
NAME	Keiko Tanaka Kubovcik	REGISTRATION No.	40,428
SIGNATURE		ADDRESS	KUBOVCIK & KUBOVCIK 900 17th Street, N.W. Washington, D.C. 20006
		TELEPHONE	202-887-9023
DATE	February 23, 2004	FAX	202-887-9093

KTK/cfm